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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: Chih C. Tsien et al.

Title: POWER AND DATA RATE CONTROL IN A MULTI-RATE WIRELESS SYSTEM

Attorney Docket No.: 1000-0014

**PATENT APPLICATION TRANSMITTAL**

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items and information (as indicated with an "X"):

- ☒ Return postcard.
- ☒ Utility Patent Application under 37 CFR 1.53(b) comprising:
  - ☒ Specification (17 pgs, including claims numbered 1 through 30 and a 1 page Abstract).
  - ☒ Informal Drawing(s) (5 sheets).
  - ☒ Unsigned Combined Declaration and Power of Attorney (4 pgs).
  - ☒ Check in the amount of \$1122.00 to pay the filing fee.
- ☒ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (1 pg).

The filing fee has been calculated below as follows:

	No. Filed	No. Extra	Rate	Fee
TOTAL CLAIMS	30-20	10	x 18.00 =	\$180.00
INDEPENDENT CLAIMS	5-3	2	x 86.00 =	\$172.00
[ ] MULTIPLE DEPENDENT CLAIMS PRESENTED				\$0.00
BASIC FEE				\$770.00
<b>TOTAL</b>				<b>\$1122.00</b>

**Please charge any additional required fees or credit overpayment to Deposit Account No. 50-2359.**

The Law Offices of John C. Scott c/o PortfolioIP  
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By: John C. Scott  
 Atty: John C. Scott  
 Reg. No. 38,613

"Express Mail" mailing label number: EV268173591US

Date of Deposit: October 29, 2003


This paper or fee is being deposited on the date indicated above with the United States Postal Service pursuant to 37 CFR 1.10, and is addressed to The Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Chih C. Tsien et al.
	Title	POWER AND DATA RATE CONTROL IN A MULTI-RATE WIRELESS SYSTEM
	Atty Docket Number	1000-0014

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10-29-03  
Date

  
Signature

John C. Scott  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**